



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Martine BARKATS *et al.*

Serial No.: 08/765,026

Filed: January 29, 2001

For: ADENOVIRUS INCLUDING A
GENE CODING FOR A
SUPEROXIDE DISMUTASE

)
)
) Group Art Unit: 1636
)
) Examiner: D. Guzo
)

RECEIVED

JUL 23 2001

TECH CENTER 1600/2900

Box Missing Parts

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

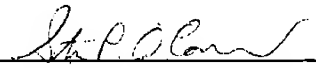
**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION (CPA)**

In response to the communication of April 19, 2001, Applicants submit the required filing fee of \$710.00, the extra claim fee of \$54.00, and a copy of the Notice of Missing Parts. By virtue of the concurrently filed Petition for One-Month Extension of Time and appropriate fee, the Response is due by July 19, 2001, and is timely filed.

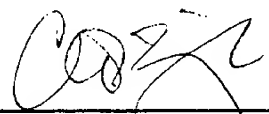
Please grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Steven P. O'Connor
Reg. No. 41,225
(202) 408-4079

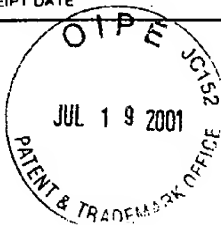
Dated: July 19, 2001

By: 
Charles D. Niebylski
Reg. No. 46,116
(202) 408-4128



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT ATTY DOCKET NO/TITLE



RECEIVED

JUL 23 2001

TECH CENTER 1600/2900

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)
Filing Date Granted

The Continued Prosecution Application (CPA) request filed on 1-29-01 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

- ☒ 1. The statutory basic filing fee is:
☒ missing.
☐ insufficient.

(a) Applicant must submit \$ 710.00 to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$ _____ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired, a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ _____ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e).

- ☒ 2. Additional claim fees of
\$ 54.00 (non-small entity) or \$ _____ (small entity) for _____ independent claims over 3.
\$ _____ (non-small entity) or \$ _____ (small entity) for _____ claims over 20.
\$ _____ (non-small entity) or \$ _____ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.
☐ 5. Other: _____

A copy of this Notice MUST be returned with the reply.

Direct the reply and any questions about this Notice to:

Beta Adams

Examining Group 1600

(703) 305-3291

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01 FC:131
02 FC:103

710.00 OP
54.00 OP